

APA/3

**CERTIFICATION OF ADMINISTRATIVE RULES
FILED WITH THE LEGISLATIVE REFERENCE SERVICE
OTHNI LATHRAM, INTERIM DIRECTOR**

(Pursuant to Code of Alabama 1975, §41-22-6, as amended).
I certify that the attached is/are correct copy/copies of rule/s
as promulgated and adopted on the 4th day of March, 2016,
and filed with the agency secretary on the 4th day of March,
2016.

AGENCY NAME: Secretary of State

 Amendment X New Repeal (Mark appropriate space)

Rule No. 820-2-2-.18

(If amended rule, give specific paragraph, subparagraphs, etc.,
being amended)

Rule Title: Electronic Voter Registration

ACTION TAKEN: State whether the rule was adopted with or without
changes from the proposal due to written or oral comments:
The rule was adopted without comment or change.

NOTICE OF INTENDED ACTION PUBLISHED IN VOLUME XXXIV,
ISSUE NO. 4, AAM, DATED January 29, 2016.

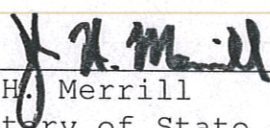
Statutory Rulemaking Authority: Code of Alabama 1975, sections
17-4-63 and 8-1A-1 et seq.

(Date Filed)

(For LRS Use Only)

REC'D & FILED

MAR 04 2016



John H. Merrill
Secretary of State

LEGISLATIVE REF SERVICE

(NOTE: In accordance with §41-22-6(b), as amended, a proposed
rule is required to be certified within 90 days after completion
of the notice.

820-2-2-.18 Electronic Voter Registration.

(a) Pursuant to the Uniform Electronic Transactions Act, codified at Code of Alabama 1975, sections 8-1A-1 et seq., the Secretary of State and voter registration agencies may develop and implement electronic voter registration. All electronic voter registration forms developed and implemented under this paragraph are subject to review by, and the approval of, the Secretary of State.

(b) As required by Rule 820-2-2-.05, the Secretary of State shall prescribe all voter registration forms to be used in voter registration activities provided for in Code of Alabama 1975, section 17-4-60, paragraphs (b), (c), (d), and(f).

(c) The county boards of registrars shall accept and process electronic voter registration forms through the electronic system developed pursuant to paragraph (2), supra.

(d) The data collected through the electronic voter registration process shall be subject to all of the same protections as paper-based voter registration applications as provided for in Code of Alabama 1975, section 17-3-52 and any applicable regulations.

(e) If the electronic voter registration form originates from an electronic voter registration process developed by a voter registration agency, said agency shall maintain the electronic signature of the voter registration applicant. Said signature shall be made available for law enforcement and/or forensic purposes.

Authors: Edward Packard, Jean Brown, R. Joel Laird, Jr.

Statutory Authority: Code of Ala. 1975, §17-4-63; Code of Alabama 1975, section 8-1A-1 et seq. Attorney General's Opinion No. 2009-084.

History: New Rule: Filed March 4, 2016. Effective Date April 18, 2016.